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Counsel for Highland Capital Management, L.P.

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

HIGHLAND CAPITAL MANAGEMENT, L.P.,

§

Plaintiff,

§

vs.

§

JAMES DONDERO, NANCY DONDERO, AND THE
DUGABOY INVESTMENT TRUST,

§ Adv. Proc. No. 21-03003-sgj

Defendants.

§

§

§ Case No. 3:21-cv-00881-X

§

§

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

VS.

HIGHLAND CAPITAL MANAGEMENT FUND
ADVISORS, L.P.,

Defendant.

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

VS.

NEXPOINT ADVISORS, L.P., JAMES
DONDERO, NANCY DONDERO, AND
THE DUGABOY INVESTMENT TRUST,

Defendants.

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

VS.

HIGHLAND CAPITAL MANAGEMENT
SERVICES, INC., JAMES DONDERO,
NANCY DONDERO, AND THE DUGABOY
INVESTMENT TRUST,

Defendants.

Adv. Proc. No. 21-03004-sgj

Case No. 3:21-cv-00881-X

Adv. Proc. No. 21-03005-sgj

Case No. 3:21-cv-00881-X

Adv. Proc. No. 21-03006-sgj

Case No. 3:21-cv-00881-X

HIGHLAND CAPITAL MANAGEMENT, L.P.,	§
	§
	§
Plaintiff,	§ Adv. Proc. No. 21-03007-sgj
	§
vs.	§
	§ Case No. 3:21-cv-00881-X
HCRE PARTNERS, LLC (n/k/a NexPoint Real Estate Partners, LLC), JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST,	§
	§
	§
Defendants.	§
	§

**HIGHLAND CAPITAL MANAGEMENT, L.P.’S RESPONSE TO DEFENDANTS’
OBJECTION TO THE BANKRUPTCY COURT’S SUPPLEMENT TO REPORT AND
RECOMMENDATION TO AWARD PLAINTIFF ITS ATTORNEYS’
FEES AND COSTS**

Highland Capital Management, L.P., the reorganized debtor and the plaintiff in the above-captioned adversary proceedings (“Highland” or “Plaintiff”), hereby files this response (the “Response”) to *Defendants’ Objection to the Bankruptcy Court’s Supplement to Report and Recommendation to Award Plaintiff its Attorneys’ Fees and Costs* [Docket No. 87]¹ (the “Objection”), filed by James Dondero (“Mr. Dondero”), NexPoint Advisors, L.P. (“NexPoint”), Highland Capital Management Fund Advisors, L.P. (“HCMFA”), Highland Capital Management Services, Inc. (“HCMS”), and HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) (“HCRE,” and collectively with Mr. Dondero, NexPoint, HCMFA, and HCMS, “Defendants”). Highland fully incorporates by reference its contemporaneously filed brief (the “Brief”) in opposition to the Objection and would show unto the Court as follows:

¹ Refers to the docket maintained in this Court.

RELIEF REQUESTED²

1. By this Response, Highland respectfully requests that the Court enter an order overruling the Objection and adopting the Bankruptcy Court's Supplemental R&R.
2. Pursuant to Rules 7.1(d) and (h) of the Local Civil Rules of the United States District Court for the Northern District of Texas, Dallas Division (the "Local Rules"), the Brief is being filed contemporaneously with this Response and is incorporated by reference.

PRAYER

WHEREFORE, Highland respectfully requests that the Court (i) overrule the Objection, (ii) adopt the Bankruptcy Court's Supplemental R&R, and (iii) grant such other and further relief as the Court deems just and proper.

² Capitalized terms shall have the meanings ascribed to them in the Brief.

Dated: December 12, 2022

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